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PTO/SB/21 (04-04)

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

		Application Number	10/807,420
		Filing Date	March 23, 2004
		First Named Inventor	Craig A. Barrile-Josephson, et al.
		Art Unit	3734
		Examiner Name	Michael G. Mendoza
Total Number of Pages in This Submission	11	Attorney Docket Number	P03137 (6639-000040/US)

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Written Consent by Assignee for Correction of Inventorship Statement by Inventor Corrected Declaration Assignment
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
	Remarks	The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Michael L. Smith	Reg. No. 35,685
Signature			
Date	August		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Michael L. Smith	Express Mail Label No.	
Signature		Date	August 9, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Craig A. Barile-Joesphson, et al.)
Serial No.: 10/807,420)
Filed: March 23, 2004)
Title: BAR-LINK DRIVE SYSTEM FOR A)
MICROKERATOME)
Examiner: Michael G. Mendoza
Group No.: 3734
Docket No: P03137

PETITION UNDER 37 CFR 1.48(a) FOR CORRECTION OF INVENTORSHIP

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Honorable Sir:

Applicants respectfully request in this Petition to add to the inventors originally named in the transmittal letter and signed declaration filed with the above-identified application.

Please add the following previously unnamed person as a joint inventor of the subject application.

Christopher Wagner
602 Salt Road
Rochester, NY 14580

Enclosed herewith is a statement that the error in inventorship occurred without any deceptive intentions by Christopher Wagner.

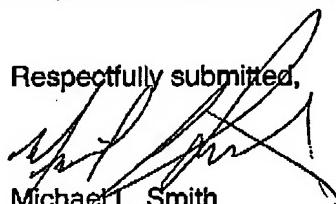
Also enclosed herewith is written consent by the assignee, Bausch & Lomb Surgical, Inc., to add Christopher Wagner as a joint inventor of the subject application.

Further included is a signed declaration as required by 37 CFR 1.63 and an executed assignment by Christopher Wagner to Bausch & Lomb Incorporated.

Please charge the required petition fee as set forth in 37 CFR 1.17(i) to deposit account 08-0750. Duplicate copies of this petition are submitted herewith for billing purposes.

Should you have any questions regarding this communication, please feel free to contact me at 314-446-7646.

Respectfully submitted,


Michael L. Smith
Reg. No.: 35,685

Correspondence Address:
Bausch & Lomb, Inc.
One Bausch & Lomb Place
Rochester, New York 14604-2701

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NO. 299 P. 4

AUG 09 2007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Craig A. Bamile-Joesphson, et al.)
Serial No.: 10/807,420) Examiner: Michael G. Mendoza
Filed: March 23, 2004) Group No.: 3734
Title: BAR-LINK DRIVE SYSTEM FOR A) Docket No: P03137
MICROKERATOME)

WRITTEN CONSENT BY ASSIGNEE FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR 1.48(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Honorable Sir:

The assignee of the above-identified application provides the following consent.

Assignee, Bausch & Lomb Surgical, Inc., hereby provides its consent for correction of inventorship under 37 CFR 1.48(a) of the above-identified application through the addition of Christopher Wagner as joint Inventor.

Dated: 9 August 2007

Craig E. Larson
Vice President and Assistant General Counsel

Should you have any questions regarding this communication, please feel free to contact me at 314-446-7646.

Respectfully submitted,

Michael L. Smith
Reg. No.: 35,685

Correspondence Address:
Michael L. Smith
Bausch & Lomb, Inc.
One Bausch & Lomb Place
Rochester, New York 14604-2701

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Craig A. Bamile-Joesphson, et al. }
Serial No.: 10/807,420 }
Filed: March 23, 2004 }
Title: BAR-LINK DRIVE SYSTEM FOR A
MICROKERATOME }

Examiner: Michael G. Mendoza
Group No.: 3734
Docket No: P03137

STATEMENT BY INVENTOR PURSUANT TO 37 CFR 1.48(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Honorable Sir:

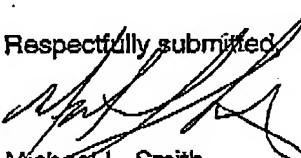
Applicants state the following:

The inventorship error was made without deceptive intentions.

Christopher Wagner C. Wagner Date: 7/10/07

Should you have any questions regarding this communication, please feel free to contact me at 314-446-7646.

Respectfully submitted,


Michael L. Smith
Reg. No.: 35,685

Date: Aug 9

Correspondence Address:
Bausch & Lomb, Inc.
One Bausch & Lomb Place
Rochester, New York 14604-2701
(314) 446-7646